

# Senate Amendment 5137

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1 1 Amend Senate File 2269 as follows:  
1 2 #1. By striking everything after the enacting  
1 3 clause and inserting the following:  
1 4 1 5 amended by adding the following new unnumbered  
1 6 paragraph:  
1 7 NEW UNNUMBERED PARAGRAPH. The state commissioner  
1 8 shall adopt rules pursuant to chapter 17A, for the  
1 9 implementation of uniform and nondiscriminatory  
1 10 administrative complaint procedures for resolution of  
1 11 grievances relating to violations of Title III of Pub.  
1 12 L. No. 107=252. In complaint proceedings in which all  
1 13 of the respondents are local election officials, the  
1 14 presiding officer shall be the state commissioner of  
1 15 elections. In complaint proceedings in which one of  
1 16 the respondents is the state commissioner of  
1 17 elections, the presiding officer shall be a panel  
1 18 consisting of all members of the state voter  
1 19 registration commission appointed pursuant to section  
1 20 47.8, except the state commissioner of elections or  
1 21 the state commissioner's designee.  
1 22 Sec. 2. Section 47.7, subsections 2, 3, and 4,  
1 23 Code Supplement 2003, are amended by striking the  
1 24 subsections and inserting in lieu thereof the  
1 25 following:  
1 26 2. a. On or before January 1, 2006, the state  
1 27 registrar of voters shall implement in a uniform and  
1 28 nondiscriminatory manner, a single, uniform, official,  
1 29 centralized, interactive computerized statewide voter  
1 30 registration file defined, maintained, and  
1 31 administered at the state level that contains the name  
1 32 and registration information of every legally  
1 33 registered voter in the state and assigns a unique  
1 34 identifier to each legally registered voter in the  
1 35 state. The state voter registration system shall be  
1 36 coordinated with other agency databases within the  
1 37 state, including, but not limited to, the department  
1 38 of transportation driver's license records, judicial  
1 39 records of convicted felons and persons declared  
1 40 incompetent to vote, and department of public health  
1 41 records of deceased persons.  
1 42 b. On or after January 1, 2006, a county shall not  
1 43 establish or maintain a voter registration system  
1 44 separate from the state voter registration system.  
1 45 Each county shall provide to the state registrar the  
1 46 names, voter registration information, and voting  
1 47 history of each registered voter in the county in the  
1 48 form required by the state registrar.  
1 49 c. A state or local election official may obtain  
1 50 immediate electronic access to the information  
2 1 contained in the computerized voter registration file.  
2 2 All voter registration information obtained by a local  
2 3 election official shall be electronically entered into  
2 4 the computerized voter registration file on an  
2 5 expedited basis at the time the information is  
2 6 provided to the local election official. The state  
2 7 registrar shall provide such support as may be  
2 8 required to enable local election officials to  
2 9 electronically enter the information into the  
2 10 computerized voter registration file on an expedited  
2 11 basis. The list generated from the computerized file  
2 12 shall serve as the official voter registration list  
2 13 for the conduct of all elections for federal office in  
2 14 the state.  
2 15 d. The state registrar shall prescribe by rule the  
2 16 procedures for access to the state voter registration  
2 17 file, security requirements, and access protocols for  
2 18 adding, changing, or deleting information from the  
2 19 state voter registration file.  
2 20 Sec. 3. Section 47.8, Code Supplement 2003, is  
2 21 amended by adding the following new subsection:  
2 22 NEW SUBSECTION. 5. In complaint proceedings held  
2 23 pursuant to section 47.1 in which one of the  
2 24 respondents is the state commissioner of elections,  
2 25 the presiding officer shall be a panel consisting of

2 26 all members of the state voter registration  
2 27 commission, except the state commissioner of elections  
2 28 or the state commissioner's designee.  
2 29 Sec. 4. Section 48A.8, Code 2003, is amended to  
2 30 read as follows:  
2 31 48A.8 REGISTRATION BY MAIL.  
2 32 1. An eligible elector may register to vote by  
2 33 completing a mail registration form. The form may be  
2 34 mailed or delivered by the registrant or the  
2 35 registrant's designee to the commissioner in the  
2 36 county where the person resides. A separate  
2 37 registration form shall be signed by each individual  
2 38 registrant.  
2 39 2. An eligible elector who registers by mail and  
2 40 who has not previously voted in an election for  
2 41 federal office in the county of registration shall be  
2 42 required to provide identification documents when  
2 43 voting for the first time in the county, unless the  
2 44 registrant provided on the registration form the  
2 45 registrant's Iowa driver's license number, or the  
2 46 registrant's Iowa nonoperator's identification card  
2 47 number, or the last four numerals of the registrant's  
2 48 social security number and the driver's license,  
2 49 nonoperator's identification, or partial social  
2 50 security number matches an existing state or federal  
3 1 identification record with the same number, name, and  
3 2 date of birth. If the registrant under this  
3 3 subsection votes in person at the polls, or by  
3 4 absentee ballot at the commissioner's office or at a  
3 5 satellite voting station, the registrant shall provide  
3 6 a current and valid photo identification card, or  
3 7 shall present to the appropriate election official one  
3 8 of the following current documents that shows the name  
3 9 and address of the registrant:  
3 10 a. Utility bill.  
3 11 b. Bank statement.  
3 12 c. Paycheck.  
3 13 d. Government check.  
3 14 e. Other government document.  
3 15 3. If the registrant under subsection 2 votes an  
3 16 absentee ballot by mail, the registrant shall provide  
3 17 a photocopy of one of the documents listed in  
3 18 subsection 2 when returning the absentee ballot.  
3 19 4. A registrant under subsection 2 who is required  
3 20 to present identification when casting a ballot in  
3 21 person shall be permitted to vote a provisional ballot  
3 22 if the voter does not provide the required  
3 23 identification documents. If a voter who is required  
3 24 to present identification when casting a ballot votes  
3 25 an absentee ballot by mail, the ballot returned by the  
3 26 voter shall be considered a provisional ballot  
3 27 pursuant to sections 49.81 and 53.31.  
3 28 Sec. 5. Section 48A.11, subsection 1, paragraph b,  
3 29 Code 2003, is amended to read as follows:  
3 30 b. The registrant's name, including first name and  
3 31 any family forename or surname.  
3 32 Sec. 6. Section 48A.11, subsection 1, paragraph e,  
3 33 Code 2003, is amended by striking the paragraph and  
3 34 inserting in lieu thereof the following:  
3 35 e. Iowa driver's license number if the registrant  
3 36 has a current and valid Iowa driver's license, Iowa  
3 37 nonoperator's identification card if the registrant  
3 38 has a current and valid Iowa nonoperator's  
3 39 identification card, or the last four numerals of the  
3 40 registrant's social security number. If the  
3 41 registrant does not have an Iowa driver's license  
3 42 number, a nonoperator's identification card number, or  
3 43 a social security number, the form shall provide space  
3 44 for a number to be assigned as provided in subsection  
3 45 7.  
3 46 Sec. 7. Section 48A.11, subsection 1, paragraph f,  
3 47 Code 2003, is amended to read as follows:  
3 48 f. Date of birth, including month, date, and year.  
3 49 Sec. 8. Section 48A.11, Code 2003, is amended by  
3 50 adding the following new subsection:  
4 1 NEW SUBSECTION. 2A. The following questions and  
4 2 statement regarding eligibility shall be included on  
4 3 forms that may be used for registration by mail:  
4 4 a. Are you a citizen of the United States of  
4 5 America?  
4 6 b. Will you be eighteen years of age on or before

4 7 election day?

4 8 c. If you checked "no" in response to either of

4 9 these questions, do not complete this form.

4 10 Sec. 9. Section 48A.11, subsection 5, Code 2003,

4 11 is amended to read as follows:

4 12 5. All forms for voter registration shall be

4 13 prescribed by ~~rule adopted~~ by the state voter

4 14 registration commission.

4 15 Sec. 10. Section 48A.11, Code 2003, is amended by

4 16 adding the following new subsection:

4 17 NEW SUBSECTION. 7. A voter registration

4 18 application lacking the registrant's name, sex, date

4 19 of birth, or residence address or description shall

4 20 not be processed. A voter registration application

4 21 lacking the registrant's driver's license number, Iowa

4 22 nonoperator's identification card number, or the last

4 23 four digits of the registrant's social security number

4 24 shall not be processed. A registrant whose

4 25 registration is not processed pursuant to this

4 26 subsection shall be notified pursuant to section

4 27 48A.26, subsection 3. A registrant who does not have

4 28 an Iowa driver's license number, an Iowa nonoperator's

4 29 identification number, or a social security number and

4 30 who notifies the registrar of such shall be assigned a

4 31 unique identifying number that shall serve to identify

4 32 the registrant for voter registration purposes.

4 33 Sec. 11. NEW SECTION. 48A.25A VERIFICATION OF

4 34 VOTER REGISTRATION INFORMATION.

4 35 Upon receipt of an application for voter

4 36 registration by mail, the state registrar of voters

4 37 shall compare the driver's license number, the Iowa

4 38 nonoperator's identification card number, or the last

4 39 four numerals of the social security number provided

4 40 by the registrant with the records of the state

4 41 department of transportation. To be verified, the

4 42 voter registration record shall contain the same name,

4 43 date of birth, and driver's license or whole or

4 44 partial social security number as the records of the

4 45 department of transportation. If the information

4 46 cannot be verified, the application shall be rejected

4 47 and the registrant shall be notified of the reason for

4 48 the rejection. If the information can be verified, a

4 49 record shall be made of the verification and the

4 50 application shall be accepted.

5 1 The voter registration commission shall adopt rules

5 2 in accordance with chapter 17A to provide procedures

5 3 for processing registration applications if the

5 4 department of transportation does not, before the

5 5 close of registration for an election for which the

5 6 voter registration would be effective, if verified,

5 7 provide a report that the information on the

5 8 application has matched or not matched the records of

5 9 the department.

5 10 This section does not apply to persons entitled to

5 11 register to vote and to vote pursuant to section

5 12 48A.5, subsection 4.

5 13 Sec. 12. Section 48A.26, subsection 3, Code 2003,

5 14 is amended to read as follows:

5 15 3. If the registration form is missing required

5 16 information pursuant to section 48A.11, subsection 7,

5 17 the acknowledgment shall advise the applicant what

5 18 additional information is required. The commissioner

5 19 shall enclose a new registration by mail form for the

5 20 applicant to use. If the registration form has no

5 21 address, the commissioner shall make a reasonable

5 22 effort to determine where the acknowledgment should be

5 23 sent. If the incomplete application is received

5 24 during the twelve days before the close of

5 25 registration for an election, the commissioner shall

5 26 provide the registrant with an opportunity to complete

5 27 the form before the close of registration.

5 28 Sec. 13. Section 48A.26, Code 2003, is amended by

5 29 adding the following new subsections:

5 30 NEW SUBSECTION. 3A. If the registrant applied by

5 31 mail to register to vote and did not answer either

5 32 "yes" or "no" to the question in section 48A.11,

5 33 subsection 2A, paragraph "a", the application shall be

5 34 processed, but the registration shall be designated as

5 35 valid only for elections that do not include

5 36 candidates for federal offices on the ballot. The

5 37 acknowledgment shall advise the applicant that the

5 38 status of the registration is local and the reason for  
5 39 the registration being assigned local status. The  
5 40 commissioner shall enclose a new registration by mail  
5 41 form for the applicant to use. If the original  
5 42 application is received during the twelve days before  
5 43 the close of registration for an election that  
5 44 includes candidates for federal offices on the ballot,  
5 45 the commissioner shall provide the registrant with an  
5 46 opportunity to complete the form before the close of  
5 47 registration.

5 48 NEW SUBSECTION. 3B. If the registrant applied by  
5 49 mail to register to vote and answered "no" to the  
5 50 question in section 48A.11, subsection 2A, paragraph  
6 1 "a", the application shall not be processed. The  
6 2 acknowledgement shall advise the applicant that the  
6 3 registration has been rejected because the applicant  
6 4 indicated on the registration form that the applicant  
6 5 is not a citizen of the United States.

6 6 Sec. 14. Section 48A.28, subsection 2, unnumbered  
6 7 paragraph 2, Code 2003, is amended to read as follows:

6 8 A commissioner participating in the national change  
6 9 of address program, in the first quarter of each  
6 10 calendar year, shall send a notice and preaddressed,  
6 11 postage paid return card by forwardable mail to each  
6 12 registered voter whose name was not reported by the  
6 13 national change of address program and who has not  
6 14 voted, in two or more consecutive general elections  
6 15 and has not registered again, or who has not reported  
6 16 a change to an existing registration, or who has not  
6 17 responded to a notice from the commissioner or

6 18 registrar during the preceding four calendar years  
6 19 period between and following the previous two general  
6 20 elections. The form and language of the notice and  
6 21 return card shall be specified by the state voter  
6 22 registration commission by rule. A registered voter  
6 23 shall not be sent a notice and return card under this  
6 24 subsection more frequently than once in a four-year  
6 25 period.

6 26 Sec. 15. Section 48A.36, subsection 2, Code 2003,  
6 27 is amended to read as follows:

6 28 2. Upon receipt of electronic registration data  
6 29 under subsection 1, the state registrar of voters ~~may~~  
6 30 shall cause the updating of registration records for  
6 31 ~~registrants in counties which have arranged for data~~  
6 32 ~~processing services under section 47.7, subsection 2.~~  
6 33 The registrar shall notify the appropriate  
6 34 commissioner of the actions taken.

6 35 Sec. 16. Section 48A.37, subsection 2, Code 2003,  
6 36 is amended to read as follows:

6 37 2. Electronic records shall include a status code  
6 38 designating whether the records are active, ~~or~~  
6 39 inactive, local or pending. Inactive records are  
6 40 records of registered voters to whom notices have been  
6 41 sent pursuant to section 48A.28, subsection 3, and who  
6 42 have not returned the card or otherwise responded to  
6 43 the notice, and those records have been designated  
6 44 inactive pursuant to section 48A.29. Local records  
6 45 are records of applicants who did not answer either

6 46 "yes" or "no" to the question in section 48A.11,  
6 47 subsection 2A, paragraph "a". Pending records are  
6 48 records of applicants whose applications have not been  
6 49 verified pursuant to section 48A.25A. All other

6 50 records are active records. An inactive record shall  
7 1 be made active when the registered voter votes at an  
7 2 election, registers again, or reports a change of  
7 3 name, address, telephone number, or political party  
7 4 affiliation. A pending record shall be made active  
7 5 upon verification. A local record shall be valid for  
7 6 any election for which no candidates for federal  
7 7 office appear on the ballot, but the registrant may  
7 8 not vote in a federal election unless the registrant  
7 9 submits a new voter registration application before  
7 10 election day indicating that the applicant is a  
7 11 citizen of the United States.

7 12 Sec. 17. Section 48A.38, subsection 1, paragraph  
7 13 f, Code 2003, is amended to read as follows:

7 14 f. The county commissioner of registration and the  
7 15 state registrar of voters shall remove a voter's  
7 16 social security number, driver's license number, or  
7 17 Iowa nonoperator's identification card number from a  
7 18 voter registration list prepared pursuant to this

7 19 section.  
7 20 Sec. 18. Section 49.81, Code 2003, is amended to  
7 21 read as follows:  
7 22 49.81 PROCEDURE FOR CHALLENGED VOTER TO CAST  
7 23 PROVISIONAL BALLOT.  
7 24 1. A prospective voter who is prohibited under  
7 25 section 48A.8, subsection 4, section 49.77, subsection  
7 26 4, or section 49.80 from voting except under this  
7 27 section shall be permitted to notified by the  
7 28 appropriate precinct election official that the voter  
7 29 may cast a paper provisional ballot. If a booth  
7 30 meeting the requirement of section 49.25 is not  
7 31 available at that polling place, the precinct election  
7 32 officials shall make alternative arrangements to  
7 33 insure the challenged voter the opportunity to vote in  
7 34 secret. The marked ballot, folded as required by  
7 35 section 49.84, shall be delivered to a precinct  
7 36 election official who shall immediately seal it in an  
7 37 envelope of the type prescribed by subsection 4. The  
7 38 sealed envelope shall be deposited in ~~a special an~~  
7 39 ~~envelope marked "ballots for special precinct"~~  
7 40 "provisional ballots" and shall be considered as  
7 41 having been cast in the special precinct established  
7 42 by section 53.20 for purposes of the postelection  
7 43 canvass.  
7 44 2. Each person who casts a special provisional  
7 45 ballot under this section shall receive a printed  
7 46 statement in substantially the following form:  
7 47 Your qualifications as a registered voter have been  
7 48 challenged for the following reasons:  
7 49 I. ....  
7 50 II. ....  
8 1 III. ....  
8 2 ... You must show identification before your ballot  
8 3 can be counted. Please bring or mail a copy of a  
8 4 current and valid photo identification card to the  
8 5 county commissioners office or bring or mail a copy of  
8 6 one of the following current documents that show your  
8 7 name and address:  
8 8 a. Utility bill.  
8 9 b. Bank statement.  
8 10 c. Paycheck.  
8 11 d. Government check.  
8 12 e. Other government document.  
8 13 PARAGRAPH DIVIDED. Your right to vote will be  
8 14 reviewed by the special precinct counting board on  
8 15 ..... You have the right and are encouraged to make  
8 16 a written statement and submit additional written  
8 17 evidence to this board supporting your qualifications  
8 18 as a registered voter. This written statement and  
8 19 evidence may be given to an election official of this  
8 20 precinct on election day or mailed or delivered to the  
8 21 county commissioner of elections, but must be received  
8 22 before .... a.m./p.m. on ..... at ..... If your  
8 23 ballot is not counted you will receive, by mail,  
8 24 notification of this fact and the reason that the  
8 25 ballot was not counted.  
8 26 3. Any elector may present written statements or  
8 27 documents, supporting or opposing the counting of any  
8 28 ~~special provisional~~ ballot, to the precinct election  
8 29 officials on election day, until the hour for closing  
8 30 the polls. Any statements or documents so presented  
8 31 shall be delivered to the commissioner when the  
8 32 election supplies are returned.  
8 33 4. The individual envelopes used for each ~~paper~~  
8 34 provisional ballot cast pursuant to subsection 1 shall  
8 35 have printed on them ~~the format of the face of the~~  
8 36 ~~registration form under section 48A.8 and the~~  
8 37 following:  
8 38 I believe I am a registered voter of this ~~precinct~~  
8 39 county and I am eligible to vote in this election. I  
8 40 registered to vote in ..... county on or about .....  
8 41 at ..... My name at that time was ..... I have not  
8 42 moved to a different county since that time. I am a  
8 43 United States citizen, at least eighteen years of age.  
8 44 .....  
8 45 (signature of voter) (date)  
8 46 The following information is to be provided by the  
8 47 precinct election official:  
8 48 Reason for challenge:  
8 49 .....

8 50 .....  
9 1 ... Did not present required identification form.  
9 2 .....  
9 3 (signature of precinct  
9 4 election official)  
9 5 The precinct election official shall attach a  
9 6 completed voter registration form from each  
9 7 provisional voter unless the person's registration  
9 8 status is listed in the election register as pending.  
9 9 Sec. 19. Section 49.98, Code 2003, is amended to  
9 10 read as follows:  
9 11 49.98 COUNTING BALLOTS.  
9 12 The ballots shall be counted according to the  
9 13 voters' marks on them as provided in sections 49.92 to  
9 14 49.97, and not otherwise. If, for any reason, it is  
9 15 impossible to determine from a ballot, as marked, the  
9 16 choice of the voter for any office, the vote for that  
9 17 office shall not be counted. When there is a conflict  
9 18 between a straight party or organization vote for one  
9 19 political party or nonparty political organization and  
9 20 the vote cast by marking the voting target next to the  
9 21 name of a candidate for another political party or  
9 22 nonparty political organization on the ballot, the  
9 23 mark next to the name of the candidate shall be held  
9 24 to control, and the straight party or organization  
9 25 vote in that case shall not apply as to that office.  
9 26 ~~Any ballot shall be rejected if it is marked in any~~  
9 27 ~~other manner than authorized in sections 49.92 to~~  
9 28 ~~49.97.~~ A ballot shall be rejected if the voter used a  
9 29 mark to identify the voter's ballot. For each voting  
9 30 system, the state commissioner shall, by rule adopted  
9 31 pursuant to chapter 17A, develop uniform definitions  
9 32 of what constitutes a vote.  
9 33 Sec. 20. Section 50.20, Code 2003, is amended to  
9 34 read as follows:  
9 35 50.20 NOTICE OF NUMBER OF ~~SPECIAL~~ PROVISIONAL  
9 36 BALLOTS.  
9 37 The commissioner shall compile a list of the number  
9 38 of ~~special provisional~~ ballots cast under section  
9 39 49.81 in each precinct. The list shall be made  
9 40 available to the public as soon as possible, but in no  
9 41 case later than nine o'clock a.m. on the second day  
9 42 following the election. Any elector may examine the  
9 43 list during normal office hours, and may also examine  
9 44 the affidavit envelopes bearing the ballots of  
9 45 challenged electors until the reconvening of the  
9 46 special precinct board as required by this chapter.  
9 47 Only those persons so permitted by section 53.23,  
9 48 subsection 4, shall have access to the affidavits  
9 49 while that board is in session. Any elector may  
9 50 present written statements or documents, supporting or  
10 1 opposing the counting of any special ballot, at the  
10 2 commissioner's office until the reconvening of the  
10 3 special precinct board.  
10 4 Sec. 21. Section 50.21, unnumbered paragraph 2,  
10 5 Code 2003, is amended to read as follows:  
10 6 If no ~~special provisional~~ ballots were cast in the  
10 7 county pursuant to section 49.81 at any election, the  
10 8 special precinct election board need not be so  
10 9 reconvened. If the number of ~~special provisional~~  
10 10 ballots ~~so~~ cast at any election is not sufficient to  
10 11 require reconvening of the entire election board of  
10 12 the special precinct, the commissioner may reconvene  
10 13 only the number of members required. If the number of  
10 14 ~~special provisional~~ ballots cast at any election  
10 15 exceeds the number of absentee ballots cast, the size  
10 16 of the special precinct election board may be  
10 17 increased at the commissioner's discretion. The  
10 18 commissioner shall observe the requirements of  
10 19 sections 49.12 and 49.13 in making adjustments to the  
10 20 size of the special precinct election board.  
10 21 Sec. 22. Section 52.2, Code 2003, is amended to  
10 22 read as follows:  
10 23 52.2 PURCHASE.  
10 24 The board of supervisors of ~~any a~~ county may, by a  
10 25 majority vote, authorize, purchase, and order the use  
10 26 of ~~either~~ voting machines or an electronic voting  
10 27 system in any one or more voting precincts within ~~said~~  
10 28 ~~the~~ county until otherwise ordered by ~~said the~~ board  
10 29 of supervisors. Voting machines and an electronic  
10 30 voting system may be used concurrently ~~at different~~

~~10 31 precincts within any county, but not at the same~~  
10 32 precinct.  
10 33 Sec. 23. NEW SECTION. 53.37A STATE COMMISSIONER  
10 34 DUTIES.  
10 35 The state commissioner of elections shall provide  
10 36 information regarding voter registration procedures  
10 37 and absentee ballot procedures to be used by members  
10 38 of the armed forces of the United States. The state  
10 39 commissioner shall accept valid voter registration  
10 40 applications and absentee ballot applications and  
10 41 shall forward the applications to the appropriate  
10 42 county commissioner of elections in a timely manner.  
10 43 Sec. 24. Section 53.40, unnumbered paragraph 1,  
10 44 Code 2003, is amended to read as follows:  
10 45 A request in writing for a ballot may be made by  
10 46 any member of the armed forces of the United States  
10 47 who is or will be a qualified voter on the day of the  
10 48 election at which the ballot is to be cast, at any  
10 49 time before the election. Any member of the armed  
10 50 forces of the United States may request ballots for  
11 1 all elections to be held ~~within a calendar year~~  
11 2 through the next two general elections. The request  
11 3 may be made by using the federal postcard application  
11 4 form and indicating that the applicant wishes to  
11 5 receive ballots for all elections as permitted by  
11 6 state law. The county commissioner shall send the  
11 7 applicant a ballot for each election held ~~during the~~  
~~11 8 calendar year in which~~ after the application is  
11 9 received and through the next two general elections.  
11 10 The commissioner shall forward a copy of the absentee  
11 11 ballot request to other commissioners who are  
11 12 responsible under section 47.2, subsection 2, for  
11 13 conducting elections in which the applicant is  
11 14 eligible to vote.  
11 15 Sec. 25. Section 53.53, Code 2003, is amended by  
11 16 adding the following new unnumbered paragraphs:  
11 17 NEW UNNUMBERED PARAGRAPH. A federal write-in  
11 18 ballot received by the state commissioner of elections  
11 19 shall be forwarded immediately to the appropriate  
11 20 county commissioner. However, if the state  
11 21 commissioner receives a federal write-in ballot after  
11 22 election day and before noon on the Monday following  
11 23 an election, the state commissioner shall at once  
11 24 verify that the voter has complied with the  
11 25 requirements of this section and that the voter's  
11 26 federal write-in ballot is eligible to be counted. If  
11 27 the ballot is eligible to be counted, the state  
11 28 commissioner shall notify the appropriate county  
11 29 commissioner and make arrangements for the ballot to  
11 30 be transmitted to the county for counting. If the  
11 31 ballot is not eligible to be counted, the state  
11 32 commissioner shall mail the ballot to the appropriate  
11 33 commissioner along with notification that the ballot  
11 34 is ineligible to be counted. The county commissioner  
11 35 shall keep the ballot with the other records of the  
11 36 election.  
11 37 NEW UNNUMBERED PARAGRAPH. The county commissioner  
11 38 shall notify a voter when the voter's federal write-in  
11 39 ballot was not counted and shall give the voter the  
11 40 reason the ballot was not counted.  
11 41 Sec. 26. IMMEDIATE EFFECTIVE DATE. This Act,  
11 42 being deemed of immediate importance, takes effect  
11 43 upon enactment.>  
11 44 #2. Title page, by striking lines 3 and 4, and  
11 45 inserting the following: 11 46 practice, and providing an>.

11 47  
11 48  
11 49  
11 50 \_\_\_\_\_  
JOHN P. KIBBIE

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12 2  
12 3 \_\_\_\_\_  
12 4 DENNIS H. BLACK

12 5  
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12 7 \_\_\_\_\_  
12 8 MIKE CONNOLLY

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12 12 THOMAS G. COURTNEY

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12 16 DICK L. DEARDEN  
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12 20 AMANDA RAGAN  
12 21 SF 2269.301 80  
12 22 sc/cf